

By: Hinojosa

S.B. No. 1132

A BILL TO BE ENTITLED

AN ACT

relating to the temporary continuation of medical assistance for certain individuals with intellectual or developmental disabilities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.0256 to read as follows:

Sec. 32.0256. TEMPORARY CONTINUATION OF MEDICAL ASSISTANCE FOR CERTAIN INDIVIDUALS WITH INTELLECTUAL OR DEVELOPMENTAL DISABILITIES. (a) The commission shall continue to provide medical assistance to an individual with an intellectual or developmental disability after the expiration of the period for which the individual was certified as eligible for medical assistance if the individual:

(1) receives services through a program authorized under Section 1915(c), Social Security Act (42 U.S.C. Section 1396n(c));

(2) receives basic attendant and habilitation services under the STAR + PLUS Medicaid managed care program; or

(3) resides in an ICF-IID facility.

(b) The commission shall continue to provide medical assistance under Subsection (a) until the earlier of:

(1) the end of the 90-day period following the date on which the individual's eligibility period expired; or

1 (2) the date the individual is otherwise recertified
2 as eligible or determined ineligible for medical assistance after
3 having reapplied for the assistance.

4 SECTION 2. If before implementing any provision of this Act
5 a state agency determines that a waiver or authorization from a
6 federal agency is necessary for implementation of that provision,
7 the agency affected by the provision shall request the waiver or
8 authorization and may delay implementing that provision until the
9 waiver or authorization is granted.

10 SECTION 3. This Act takes effect September 1, 2017.